

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

-against-

AMENDED
NOTICE OF MOTION

PHILLIP A. KENNER,

Ind. No.
13 cr 607 (JFB)

Defendant.

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SIR/MADAM:

PLEASE TAKE NOTICE, that upon the Accompanying Memorandum of Law, the Exhibits annexed thereto, the Indictment and all prior pleadings and proceedings, Defendant PHILLIP A. KENNER will move the United States District Court for the Eastern District of New York, Federal Plaza, Central Islip, New York, on a date and time to be set by the Court or as soon thereafter as counsel can be heard for an Order which directs:

- 1) A new trial pursuant to Rule 33 of the Federal Rules of Criminal Procedure; and
- 2) Any other relief the Court deems just and proper.

Dated: Bayside, New York
November 28, 2016

Respectfully submitted,
/s/
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All counsel of record via ECF